

DATE September 17, 2020
 LOCATION BEAUMONT DIVISION
 JUDGE MICHAEL J. TRUNCALE
 DEPUTY CLERK Jill Veazey
 RPTR/ECRO Chris Bickham
 USPO Kyle Roebuck
 INTERPRETER
 BEGIN 2:27
 Adjourn 5:12

CASE NUMBER 9:18cr42(1)
 USA Marisa Miller Assigned
 VS " Appeared

ALEXANDER NATHAN BARTER
 Defendant
John McElroy
 Attorney

Total In-Court Time: **2 HRS 45 MINS**

SENTENCING

- ☒ Sentencing held
 ☐ Sentencing called
☐ Court adopts presentence report
 ☒ Court Accepts Plea Agreement
☒ Plea Agreement UNSEALED pursuant to Local Rule CR-49
☒ Court adopts presentence report w/exception of: granted a variance

CT	CUSTODY	FINE	PROB	REST	SUP/REL	SP/ASSESS
2	240 Months	Waived	----	----	LIFE	\$100.00
4	240 Months				LIFE	\$100.00
1 st SS Ind	To be served CS				To run CC	T = \$200.00

SPECIAL CONDITIONS:

- ☒ Shall abide by **standard conditions** of release, to include committing no offenses; federal, state or local and shall not illegally possess a controlled substance.
☒ Dft shall comply with the mandatory and special conditions as set forth in the Presentence Report.
☒ Dft shall **report** in person to the probation office in the district to which the dft is released **within 72** hours of release from the custody of the Bureau of Prisons.

☒ Dft remanded to the USM. ☐ Denial of ALL Federal benefits for a period of _____ years
☐ Dft ordered to surrender to ☐ USM ☐ designated institution.
☐ Bond continued ☐ previous bond in this case \$ _____ type _____ ☐ other case No.
☒ Oral Motion - Govt - to Dismiss All Remaining Counts
☒ Oral Order - Granted - All Remaining Counts are dismissed
☐ Dft failed to appear ☐ Order for arrest warrant ☐ bond forfeited.
☒ **Dft advised of right to appeal and apply for court appointed counsel.**

☐ See reverse/attached for additional proceedings

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ADDITIONAL PROCEEDINGS:

2:27 Court begins. Parties make announcements. Court addresses parties.

2:40 Mr. McElroy addresses Court and states argument regarding deft's sentencing memorandum.

2:53 Ms. Miller responds and addresses Court regarding Govt's sentencing memorandum and request for variance.

2:56 Ms. Miller calls Special Agent ?? Dossett to testify. Witness sworn. Direct by Ms. Miller.

3:05 Cross-exam by Mr. McElroy. 3:06 Witness excused. Ms. Miller calls James Fottrell to testify. Witness sworn. Direct by Ms. Miller.

3:44 Cross-exam by Mr. McElroy. 3:50 Court addresses witness. 3:53 Re-direct by Ms. Miller. Witness excused. 3:56 Ms. Miller addresses Court and continues argument regarding Govt's sentencing memorandum and request for variance.

4:05 Mr. McElroy responds. Court recessed.

4:46 Court resumed. Court addresses parties. Deft addresses Court. Ms. Miller addresses Court.

4:48 Court addresses sentence.